

Message Text

CONFIDENTIAL

PAGE 01 IAEA V 03722 062055Z
ACTION L-03

INFO OCT-01 EUR-12 EA-07 IO-13 ISO-00 CIAE-00 DODE-00
PM-04 H-01 INR-07 NSAE-00 NSC-05 PA-01 PRS-01
SP-02 SS-15 USIA-06 ACDA-07 EB-07 NRC-05 OES-07
FEA-01 /105 W
-----062114Z 056843 /70

P R 061716Z MAY 77
FM USMISSION IAEA VIENNA
TO SECSTATE WASHDC PRIORITY 9084
INFO USERDA HQ WASHDC
USERDA HQ GERMANTOWN
AMEMBASSY LONDON
AMEMBASSY PARIS
AMEMBASSY MOSCOW
AMEMBASSY BONN
AMEMBASSY OTTAWA
AMEMBASSY TOKYO
USMISSION USUN

C O N F I D E N T I A L IAEA VIENNA 3722

PASS IO/SCT AND L/OES FOR SIEGAL

E.O. 11652: GDS
TAGS: PARM, TECH, IAEA, NERG
SUBJECT: DRAFT CONVENTION ON PHYSICAL PROTECTION OF NUCLEAR
MATERIALS

REF: (A) STATE 84394, (B) STATE 87590, (C) IAEA VIENNA 3239
(NOTAL) (D) STATE 92576 (NOTAL)

1. MISSION PLANS TO DELIVER TEXT OF PROPOSED CONVENTION TO
SELECTED MISSIONS AND, LATER, TO IAEA AND OTHER STATES AS
INSTRUCTED REFS A AND D, BUT WE MUST HAVE SOME CLARIFICATION
OF ARTICLE 4, PARA 5, SINCE WE DO NOT RPT NOT UNDERSTAND ITS
INTENT AS PRESENTLY DRAFTED AND WE BELIEVE WE MUST BE IN A
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 IAEA V 03722 062055Z

POSITION TO EXPLAIN IT TO OTHERS. WE HAVE NOTED (REF C)
THAT TEXT OF ARTICLE 4, PARA 5 IS UNINTELLIGIBLE. FURTHER-
MORE WE HAVE NOTED DIFFERENCES IN TEXT TRANSMITTED REF A
FROM TYPED VERSION WHICH HAS BEEN POUCHED TO US.

2. TEXT OF ARTICLE 4, PARA 5 TRANSMITTED REF A READS AS
FOLLOWS: QUOTE: IN THE EVENT AN INTERNATIONAL SHIPMENT OF

NUCLEAR MATERIAL WILL TRANSIT THE TERRITORY OF ANY STATE OTHER THAN A STATE PARTY TO THE CONVENTION, THE STATE PARTY IN WHOSE TERRITORY THE SHIPMENT ORIGINATES. OR IF THE SHIPMENT DOES NOT ORIGINATE IN THE TERRITORY OF A STATE PARTY, THE STATE PARTY IN WHOSE TERRITORY THE SHIPMENT TERMINATES, SHALL IDENTIFY AND NOTIFY SUCH STATES, INCLUDING THE STATE IN WHICH THE SHIPMENT TERMINATES, OR, IF THE SHIPMENT DOES NOT ORIGINATE IN THE TERRITORY OF A STATE PARTY, THE STATE PARTY IN WHOSE TERRITORY THE SHIPMENT TERMINATES, AND SHALL RECEIVE ASSURANCES IN ADVANCE OF THEIR COOPERATION AND ASSISTANCE IN RECOVERING SUCH MATERIAL IN THE CASE OF LOSS OR THEFT OF MATERIAL DURING TRANSFER. CLOSE QUOTE.

3. IN TYPED TEXT POUCHED TO MISSION WE NOTE THAT THE WORD QUOTE TERMINATES CLOSE QUOTE IN LINE 10 OF THE VERSION TRANSMITTED REF A READS QUOTE ORIGINATES CLOSE QUOTE. ALSO, THE LAST WORD IN THE TYPED VERSION, QUOTE TRANSIT CLOSE QUOTE, READS QUOTE TRANSFER CLOSE QUOTE IN REF A VERSION. WOULD APPRECIATE ADVICE AS TO WHICH OF THESE WORDS SHOULD BE INCLUDED IN TEXT MISSION DELIVERS.

4. ON FURTHER STUDY OF POUCHED TEXT OF THIS PARAGRAPH, IT HAS OCCURRED TO US THAT A TYPOGRAPHICAL ERROR MAY BE CAUSING AT LEAST SOME OF THE CONFUSION; NAMELY THAT THE PHRASE BEGINNING QUOTE OR IF THE SHIPMENT DOES NOT CLOSE QUOTE IN LINE 8 AND ENDING QUOTE IN WHOSE TERRITORY THE SHIPMENT ORIGINATES CLOSE QUOTE IN LINE 10 (WHICH IS IDENTICAL TO THE LANGUAGE IN LINES 4-6) MIGHT HAVE INADVERTENTLY HAVE BEEN TYPED TWICE. WE WOULD APPRECIATE CONFIRMATION IF THIS IS CONFIDENTIAL

CONFIDENTIAL

PAGE 03 IAEA V 03722 062055Z

THE CASE.

5. EVEN IF THERE IS A TYPOGRAPHICAL ERROR AS SUGGESTED ABOVE, HOWEVER, WE DO NOT RPT NOT UNDERSTAND RATIONALE OR PURPOSE BEHIND A REQUIREMENT FOR A STATE TO NOTIFY ITSELF OF SUCH A SHIPMENT AS SPECIFIED IN LINES 6-8; I.E. QUOTE THE STATE PARTY IN WHOSE TERRITORY THE SHIPMENT TERMINATES, SHALL IDENTIFY AND NOTIFY SUCH STATES, INCLUDING THE STATE IN WHICH THE SHIPMENT TERMINATES. END OF QUOTE. WE WOULD ALSO APPRECIATE CLARIFICATION OF THIS POINT.

6. IF OUR SUSPICION IN PARA 4 ABOVE IS NOT RPT NOT CORRECT, THEN WE WILL NEED TO HAVE SOME ELABORATION ON THE INTENT OF THIS ARTICLE IN ORDER TO RESPOND TO WHAT WE ANTICIPATE WILL BE NUMEROUS INQUIRIES.

7. PLEASE ADVISE SOONEST.STONE

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: PHYSICAL SECURITY, AGREEMENT DRAFT, TEXT, NUCLEAR SAFEGUARDS, GOVERNMENT REACTIONS, FISSIONABLE MATERIALS
Control Number: n/a
Copy: SINGLE
Sent Date: 06-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977IAEAV03722
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770160-0302
Format: TEL
From: IAEA VIENNA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770586/aaaacwhg.tel
Line Count: 114
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 48c18a99-c288-dd11-92da-001cc4696bcc
Office: ACTION L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 STATE 84394, 77 STATE 87590, 77 IAEA VIENNA 3239
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 17-Nov-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2618937
Secure: OPEN
Status: NATIVE
Subject: DRAFT CONVENTION ON PHYSICAL PROTECTION OF NUCLEAR MATERIALS
TAGS: PARM, TECH, ENRG, IAEA
To: STATE
Type: TE
vdkgvkey: odb://SAS/SAS.dbo.SAS_Docs/48c18a99-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009